



## **PUBLIC NOTICE AND AGENDA**

### **MTC Executive Committee Meeting Hilton Mystic Hotel—Mystic Connecticut 8:00 AM to 5:00 PM—July 28, 2004**

*Note: the Executive Committee will recess for lunch and 12:00 noon, followed by an informational briefing session for state personnel. The Executive Committee will reconvene at the close of the briefing session.*

- I. Welcome and Introductions
- II. Public Comment Period
- III. Minutes of Executive Committee Meetings—April 29-30, 2004 and July 9 and 12, 2004
- IV. Treasurer's Report
- V. Chair's Report
- VI. Executive Director's Report
- VII. Committee Reports

#### **Public Session**

- A. Uniformity Committee
- B. Litigation Committee
- C. Technology Committee
- D. Joint Registration Committee
- E. Audit Committee
- F. Nexus Committee

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*For more information about this meeting, please contact René Blocker, Deputy Director, Multistate Tax Commission, 444 North Capitol Street, N.W., Suite 425, Washington, D.C. 20001  
Telephone (202) 624-8699 Facsimile (202) 624-8819 Email [rblocker@mtc.gov](mailto:rblocker@mtc.gov)*

**Public Notice and Agenda**  
**MTC Executive Committee Meeting**  
**Mystic, CT—July 28, 2004**  
**Page 2**

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**Closed Session**

G. Nexus Program and Committee Report on Confidential Matters and Minutes of the Nexus Program Closed Session of April 30, 2004.

1. Minutes
2. Nexus Program and Committee Report on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, the consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.

H. Audit Program and Committee Reports on Confidential Matters and Minutes of the Closed Session of April 30, 2004, on All Matters Other than the Nexus Program.

1. Minutes
2. Audit Program and Committee Reports on Confidential Matters

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (c), this item is scheduled for a closed session because it involves confidential taxpayer information, the disclosure of which is prohibited by law. Pursuant to the Commission's Public Participation Policy, Section 16, the consideration of minutes is scheduled for a confidential session because that policy requires that the minute book of a closed session be kept confidential.

VIII. State Tax Compliance Initiative

- A. Review of Items Referred to Committees and Task Forces: Status of Assignments and Additional Guidance on Timing, Priorities or Other Issues
- B. Consideration of Recommendation C of Pass-through Entities: Educational Resources and Training for States
- C. Issues in Formation of "Information Sharing and Enforcement Task Force"
- D. Recommendations Retained by the Executive Committee
  1. Overhaul of UDITPA
  2. Enforcement of Doing Business Standards
  3. Proactive Role on Federal Legislation Affecting State Tax Compliance
  4. Publicize MTC Uniformity Proposal on Pass-through Entity Reporting
  5. Form a Pass-through Entity Liaison Group with the IRS
- E. Possible Closed Session to Consider Compliance Issues Regarding Litigation or Cases Involving Confidential Taxpayer Information.

Pursuant to the Commission's Public Participation Policy, Section 15, Subsections (c) and (f), an item regarding pending litigation may be scheduled for a closed session, it involves confidential taxpayer information, the disclosure of which is prohibited by law it involves a current adjudicatory proceeding to which the Commission or a member State is a party; if it involves significant exposure to litigation against the Commission or a member State; if this body needs to decide if a significant exposure to litigation exists; or if the Commission or a member State is initiating or making a decision to initiate litigation.

F. Management/Oversight of Compliance Initiative Implementation

**Public Notice and Agenda**  
**MTC Executive Committee Meeting**  
**Mystic, CT—July 28, 2004**  
**Page 3**

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- IX. Uniformity Recommendation on Sales Tax Priority on Leasing Transactions
  - A. Hearing Officer's Supplemental Report
  - B. Consideration of Referral of Proposal to a Bylaw 7 Survey
  - C. Scheduling Commission Meeting in November
- X. Budget for FY 2005
- XI. Recommendation on Future Process for Strategic Planning
- XII. Federal Issues Affecting the States
  - A. Legislation Directly Affecting State Taxes: Voice over Internet Protocol; Internet Access; Business Activity Taxes; Streamlined Sales Taxes; and Other Items
  - B. Legislation Affecting Federal and State Tax Bases: Tax Shelters; Extraterritorial Taxation; and IRS Appropriations.
  - C. Possible Closed Session Related to Litigation and Confidential Taxpayer Information
- XIII. Streamlined Sales Tax Agreement
  - A. Support for Implementation of Agreement
  - B. Equitable Compliance under the Agreement
  - C. Potential Closed Session Related to Litigation and Confidential Taxpayer Information

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**Public Notice and Agenda**  
**MTC Executive Committee Meeting**  
**Mystic, CT—July 28, 2004**  
**Page 4**

---

XIV. Administrative Issues

- A. Retirement Plan Issues
- B. Executive Director's Salary
- C. Possible Closed Session Related to Items A and B

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (a) and (e), an item may be scheduled for a confidential session because it involves confidential personnel information or the discharging of responsibilities related to salaries, salary schedules or compensation paid in the form of fringe benefits.

XV. Legal Developments Affecting the States

- A. Staff Report
- B. Amicus Brief Requests (if any)
- C. Staff Role as Expert Witnesses
- D. Possible Closed Session for Litigation

Pursuant to the Commission's Public Participation Policy, Section 15, Subsection (f), an item relating to pending litigation may be scheduled for a closed session if it involves a current adjudicatory proceeding to which the Commission or a member State is a party; if it involves significant exposure to litigation against the Commission or a member State, if this body needs to decide if a significant exposure to litigation exists; or if the Commission or a member State is initiating or making a decision to initiate litigation.

XVI. Future Meeting Plans

XVII. Adjournment